

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Michele Amouyal

Application No.: 09/898,292

Attorney Docket No.: 1231-01

Filing Date: July 3, 2001

For: CONSTRUCT OF RECOMBINANT NUCLEIC ACIDS CIRCULARISED BY
DNA COMPACTING AGENTS

VERIFICATION OF TRANSLATION

Commissioner for Patents
Washington, DC 20231

COPY OF PAPERS
ORIGINALLY FILED

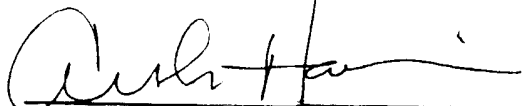
Sir:

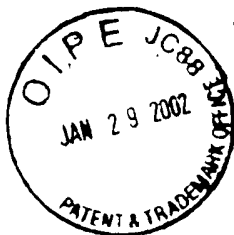
Arthur Haines, residing at 614 South 8th Street, Philadelphia, PA,
declares:

19147

- (1) that he/she knows well both the French and English languages;
- (2) that he/she translated the above identified Application from French to English;
- (3) that the attached English translation is a true and correct translation of the above-identified application to the best of his/her knowledge and belief; and
- (4) that all statements made of his/her own knowledge are true and that all statements made of information and belief are believed to be true, and further that these statements are made with the knowledge that willful false statements and the like are punishable by fine or imprisonment, or both, under 18 U.S.C. §1001, and that such false statements may jeopardize the validity of the application or any patent issuing thereon.

Date: November 6, 2001


Arthur Haines



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Art Unit :
Examiner :
Serial No. : 09/898,292
Filed : July 3, 2001
Inventor : Michèle Amouyal
Title : CONSTRUCT OF
: RECOMBINANT NUCLEIC
: ACIDS CIRCULARISED BY
: DNA COMPACTING
: AGENTS



22469

PATENT TRADEMARK OFFICE

Confirmation No.: 2241

Docket No.: 1231-01

Dated: November 7, 2001

Commissioner for Patents
Washington, DC 20231

Sir:

Certificate of Mailing Under 37 CFR 1.8

For

Postcard

Reply to Notice to File Missing Parts
of Nonprovisional Application filed under 37 C.F.R. §1.53(b)
Copy of Notice to File Missing Parts
Verification of Translation

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to Commissioner for Patents, Washington, DC 20231, on the date appearing below.

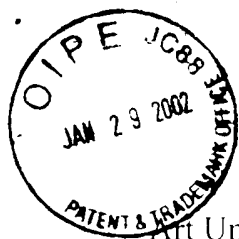
Name of Applicant, Assignee, Applicant's Attorney
or Registered Representative:

Schnader Harrison Segal & Lewis
Customer No. 022469

By: _____

Date: _____ 7 Nov 2001

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE



Art Unit :
Examiner :
Serial No. : 09/898,292
Filed : July 3, 2001
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: AGENTS

22469

PATENT TRADEMARK OFFICE

Confirmation No.: 2241

Docket No.: 1231-01

Dated: November 7, 2001

**Reply to Notice to File Missing Parts of
Nonprovisional Application filed under 37 C.F.R. §1.53(b)**

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Commissioner for Patents
Washington, DC 20231

Sir:

In response to the outstanding Notice to File Missing Parts, a copy of which is enclosed herewith, we respectfully submit that the application is in proper form for treatment on its merits for the reasons detailed hereinafter.

A properly executed Combined Declaration and Power of Attorney was filed August 15, 2001.

Additionally, a copy of the English translation was filed with the Preliminary Amendment dated October 4, 2001. A copy of the statement verifying the accuracy of the translation by the translator is included herewith.

Substitute drawings were submitted on November 5, 2001.

We further respectfully submit that a sequence listing is not required as no sequences are disclosed in the Application. As established by 37 C.F.R. 1.821, only patent applications which contain disclosures of nucleotide and/or amino acid sequences must conform to the sequence guidelines. The Application, however, contains only references to DNA fragments or molecules as opposed to specific sequences. Moreover, the DNA fragments mentioned in the application are derived from known plasmids, for example, pREP4 and pUT79. We accordingly respectfully submit that no sequence listing is required.

In light of the foregoing, we respectfully request early consideration of the application on its merits.



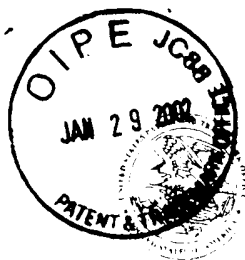
TDC:dh
(215) 563-1810

Respectfully submitted,

A handwritten signature in dark ink, appearing to be "T. Daniel Christenbury".

T. Daniel Christenbury
Reg. No. 31,750

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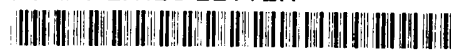
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COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
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| APPLICATION NUMBER | FILING DATE | PERSONALITY APPLICANT | ATTORNEY DOCKET NUMBER |
|--------------------|-------------|-----------------------|------------------------|
| 09/898,292 | 07/02/2001 | Michele Amouyal | 1231-01 |

CONFIRMATION NO. 2241

FORMALITIES LETTER



OC000000006529792

22469
SCHNADER HARRISON SEGAL & LEWIS, LLP
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SUITE 3600
PHILADELPHIA, PA 19106

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Date Mailed: 09/07/2001

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NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

11/7/01
RLB

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- The application was filed in a language other than English. Applicant is required to provide an English translation of the specification and a statement that the translation is accurate. (See 37 CFR 1.52(d)).
- Because your specification was filed in a language other than English, the Office was unable to determine the number of claims submitted. Additional claim fees may be due once the number of claims can be determined.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Substitute drawings in compliance with 37 CFR 1.84 because:
 - drawing figures contain text that is not in English (including, for example, a flow chart that was originally not in English that has been marked up to include the English text) see 37 CFR 1.84(p)(2) and 37 CFR 1.52(d)(1);
 - drawings submitted to the Office are not electronically reproducible. Drawing sheets must be submitted on paper which is flexible, strong, white, smooth, non-shiny, and durable (see 37 CFR 1.84(e));
- This application clearly fails to comply with the requirements of 37 C.F.R. 1.821-1.825. Applicant's attention is directed to the final rulemaking notice published at 55 FR 18230 (May 1, 1990), and 1114 OG 29 (May 15, 1990). If the effective filing date is on or after July 1, 1998, see the final rulemaking notice published at 63 FR 29620 (June 1, 1998) and 1211 OG 82 (June 23, 1998). If the effective filing date is on or after

September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing", an initial paper or compact disc copy of the "Sequence Listing", as well as an amendment directing its entry into the application. Applicant must also provide a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

For questions regarding compliance to these requirements, please contact:

- For Rules Interpretation, call (703) 308-4216
- To Purchase PatentIn Software, call (703) 306-2600
- For PatentIn Software Program Help, call (703) 306-4119 or e-mail at patin21help@uspto.gov or patin3help@uspto.gov

*A copy of this notice **MUST** be returned with the reply.*



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Initial Patent Examination Division (703) 308-1202

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